IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE NINTH DAY OF NOVEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 23897 of 2005

Between:

A.Bikshamaiah and another

..... PETITIONERS

AND

The Commissioner, Prohibition & Excise,

Government of A.P., Abkari Bhavan,

Nampally, Hyderabad and 3 others

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the action of the respondents in not considering the case of the petitioners for grant of TFT License to the petitioners and not disposing the representation dated 17.12.2004 and reminder representation dt.25.08.2005, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Prohibition and Excise.

It is the case of the petitioners that they are the residents of Ragigunta village, K.V.B.Puram Mandal, Chittoor District and they are toddy tappers by profession and they are eking out their livelihood by tapping the trees and there is no other source of income except the tapping. Therefore, they have filed applications on 17.12.2004 before the 2nd respondent for grant of T.F.T.license in respect of the said village. The 4th respondent, pursuant to the proceedings of the Prohibition & Excise Superintendent, Chittoor vide Proceedings No.1164/2004/A, issued a notice directing the petitioners to attend for the enquiry on 07.01.2005 at 10 A.M along with tapping implements, ration card, voters list, native certificate etc. It is stated that the petitioners have attended the enquiry on 07.01.2005 and successfully tapped and filed all the necessary documents, but final orders have not yet been passed. The petitioners also made a reminder representation on 25.08.2005 before the 2nd respondent, but so far no orders have been passed.

Having regard to the facts and circumstances of the case, without going into the merits of the case, I deem it appropriate to dispose of the writ petition with a direction to the 3rd respondent to consider the case of the petitioners for grant of T.F.T license and pass appropriate orders on their representation dated 25.08.2005, in accordance with law, within a period of 3 (three) weeks from the date of receipt of a copy of this order.

With the above observations, the Writ Petition is disposed of. No order as to costs.

_____

V.ESWARAIAH,J

Dated: 09.11.2005

Dsr